

(LAND ONLY)
NOTICE OF POSTPONED TAX FORECLOSURE SALE

Under and by virtue of a Judgment entered in the action entitled "County of Durham and City of Durham vs. Heirs of Alberta Bailey Maxwell, et als," File No. 09-CVS-1654, the undersigned Commissioner will, on the 9th day of June, 2009 (postponed from the 12th day of May, 2009), offer for sale and sell for cash, to the last and highest bidder at public auction, at the Main Street steps of the Durham County Judicial Building in Durham, North Carolina, at 12:00 o'clock, Noon, the following described real property, lying and being in the County of Durham, State of North Carolina, and more particularly described as follows:

ESTIMATED MINIMUM BID \$ 5,205.00

Vacant 1004 Worth Street

Durham County Tax Parcel ID 111811

(Former Tax Parcel ID 132-10-010)

Durham County GIS PIN No. 0831-10-25-7134

LYING on the southwestern side of Worth Street, and being all of that lot designed 1004 Worth Street as shown on the plat of GOLDEN BELT MANUFACTURING COMPANY, which said plat is duly filed for record in Plat Book 28-A at page 16 in the Office of the Register of Deeds of Durham County, and to which plat reference is hereby expressly made for a more particular description of same. This property was conveyed to Raymond Maxwell and wife Alberta B. Maxwell (both now deceased) by deed recorded in Book 1002 at page 383, Durham County Registry. Raymond Maxwell predeceased (date of death November 30, 1980) Alberta B. Maxwell. Alberta B. Maxwell died November 12, 1993, but her will, which was in safekeeping with the Durham County Clerk) was never offered for probate. A will-only filing of this will appears in File 08-E-1520, Durham County Clerk. The will devised this property to Hattie B. Walker for life, with the remainder to six children, to wit: Mamie B. Taylor, Katie B. Dockery (sometimes spelled Dougherty), Martha B. Wheeler, Neil Bailey, Robert Lee Bailey and Filmore Bailey. Hattie B. Walker and all six children are now deceased. Robert Lee Bailey died with no heirs other than his brothers and sisters, and their heirs. Mamie B. Taylor had nine children - Dorothy Taylor Johnson and Hattie Lindsay, along with seven other children whose are deceased but whose names and any heirs are unknown. Katie Dockery had three children - Bobby Lee Dockery, Lewis Daniel Dockery, and Ollie Faye Dockery. Martha Bailey Wheeler had one child, Joe Wheeler, Jr., whereabouts, status or heirs unknown. Neil Bailey had two children - Martha O. Robinson and Irma D. Graham. Filmore Bailey died January 18, 1992, and had six children - Loretta K. Bailey, Filmore Bailey, Jr., Christine Bailey, Bill Bailey, Doris Bennett and Patricia Vandeburg.

This sale will be made subject to city and county property taxes for the year 2009 and subsequent years and all local improvement assessments against the above-described property not included in the judgment in the above-entitled cause. A deposit of ten percent (10%) of the successful bid will be required.

This the 12th day of May, 2009.

R. Douglas Davis, Commissioner
3600 N. Duke Street, STE 110
Durham, NC 27704-1709
Phone: 919-477-0280